

No. 66943

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 14 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 14 2000

The applicant **SNOWPACK WATER, LLC**, hereby makes application for permission to change the **POINT OF DIVERSION AND PLACE OF USE OF A PORTION**, of water heretofore appropriated under **CLAIM #651 OF THE TRUCKEE RIVER DECREE, SAID DECREE ENTERED IN THE DISTRICT COURT OF THE UNITED STATES FOR NEVADA IN THAT CERTAIN ACTION ENTITLED, "THE UNITED STATES OF AMERICA, PLAINTIFF, VS. ORR WATER DITCH COMPANY, ET AL., DEFENDANTS" IN EQUITY DOCKET NO. A-3.**

1. The source of water is **GALENA CREEK**
2. The amount of water to be changed **0.256 CFS NOT TO EXCEED 46.02 ACRE FEET ANNUALLY**
3. The water to be used for **AS DECREED**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **SE¼ SW¼ OF SECTION 2, T.17N., R.19E., M.D.B.&M. OR AT A POINT FROM WHICH THE SOUTH ONE QUARTER OF SAID SECTION 2 BEARS S. 74° 59' 06" E., A DISTANCE OF 1337.9 FEET (TIMOTHY DITCH).**
6. The existing permitted point of diversion is located within **ON OR ABOVE LANDS AS DECREED FROM BIG SPRING DITCH AND OTHERS.**
7. Proposed place of use **SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF**
8. Existing place of use **SECTION 11, T.17N., R.19E., M.D.B.&M. NE¼ NE¼ - 13.80 ACRES.**
9. Use will be from **AS DECREED**
10. Use was permitted from **AS DECREED**
11. Description of proposed works **WATER WILL BE DIVERTED INTO SMALL STORAGE PONDS AND DELIVERED TO PLACE OF USE THROUGH PRESSURIZED DISTRIBUTION SYSTEM.**
12. Estimated cost of works **IN EXCESS OF \$50,000**
13. Estimated time required to construct works **THREE YEARS**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**
15. Remarks: **WATER WILL BE USED FOR IRRIGATION OF LANDS WITHIN LOTS IN GALENA CANYON SUBDIVISION. AS DETERMINED BY THE STAFF OF THE**

66943

STATE ENGINEER, WATER RIGHTS UNDER CLAIM #651 ARE BEING STRIPPED
AT A RATE OF 3.3348 ACRE FEET PER ACRE.

By ROBERT E. FIRTH
s/Robert E. Firth
360 E. RIVERVIEW CIRCLE
RENO, NV 89509

Compared my/cmf lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 651, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 10.23 acres within the described place of use and not to exceed an annual duty of 4.50 acre-feet per acre of land irrigated from any and/or all sources. The period of use is as decreed.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.256 cubic feet per second, **but not to exceed 46.02 acre-feet as decreed.**

Work must be prosecuted with reasonable diligence and be completed on or before:

August 24, 2007

Proof of completion of work shall be filed on or before:

September 24, 2007

Water must be placed to beneficial use on or before:

August 24, 2009

Proof of the application of water to beneficial use shall be filed on or before:

September 24, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of August, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

EXHIBIT "A"

ITEM #7 - PROPOSED PLACE OF USE

Section 11, T.17N., R.19E., M.D.B.&M

NW 1/4 NE 1/4	14.11 ACRES
NE 1/4 NE 1/4	36.83 ACRES
SW 1/4 NE 1/4	7.61 ACRES
SE 1/4 NE 1/4	<u>27.67</u> ACRES
TOTAL SECTION 11	86.22 ACRES

Section 12, T.17N., R.19E., M.D.B.&M

NW 1/4 NW 1/4	6.97 ACRES
SW 1/4 NW 1/4	17.65 ACRES
NW 1/4 SW 1/4	<u>24.34</u> ACRES
TOTAL SECTION 12	48.96

GRAND TOTAL 135.18 ACRES